

LAW SCHOOL

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LAW SCHOOL

The primary function of the Law School is to prepare attorneys for both public and private practice where they will render the highest quality of ethical and professional service to their clients and further legal progress and reform. The curriculum is designed to prepare students for admission to the bar in all American states and territories.

Ordinarily, a student who is admitted to the Law School must have a baccalaureate degree from an approved college or university. The course of study leading to the degree of Doctor of Law (J.D.) covers three academic years. Students may be admitted to a program of study leading to the degree of Doctor of Law "with specialization in international legal affairs." The Law School also offers to a limited number of students an opportunity to earn both a J.D. degree and an LL.M. degree in international and comparative law.

There are combined graduate degree programs with the Johnson Graduate School of Management, the Department of City and Regional Planning of the College of Architecture, Art, and Planning, the School of Industrial and Labor Relations, the graduate divisions in economics, history, and philosophy of the College of Arts and Sciences, the Université de Paris I (Pantheon-Sorbonne), L'Institut d'Etudes Politiques de Paris, and Humboldt University, as well as a special opportunity for highly qualified undergraduates in the College of Arts and Sciences to register in the Law School during their senior year.

Each year the graduate program of the Cornell Law School admits a limited number of students, generally all from abroad. The LL.M.

degree (Master of Laws, Legum Magister) and the J.S.D. degree (Doctor of the Science of Law, Jurisprudentiae Scientiae Doctor) are conferred. A small number of law graduates may also be admitted as special students, to pursue advanced legal studies without seeking a degree.

For further information, refer to the Law School catalog, which may be obtained from the Office of the Registrar, Myron Taylor Hall.

FIRST YEAR COURSES

LAW 500 Civil Procedure

Full year. 6 credits. S-U option unavailable. K. M. Clermont, B. J. Holden-Smith, F. F. Rossi.

An introduction to civil litigation, from commencement of an action through disposition on appeal, studied in the context of the federal procedural system. Also, a detailed consideration of federalism and ascertainment of applicable law; jurisdiction, process, and venue; and former adjudication.

LAW 502 Constitutional Law

Fall. 4 credits. S-U option unavailable. S. L. Johnson, T. W. Morrison, G. J. Simson.

A study of basic American constitutional law, including judicial review, some structural aspects of the Constitution as developed particularly in light of the passage of the Civil War amendments, and certain of its rights provisions.

LAW 504 Contracts

Full year. 6 credits. S-U option unavailable. R. A. Hillman, R. S. Summers.

An introduction to the nature, functions, and processes of exchange, contract, and contract law. The course focuses on the predominant rules and principles governing contract and related obligation, including the substantive reasons underlying the rules and principles.

LAW 506 Criminal Law

Spring. 4 credits. S-U option unavailable. S. P. Garvey, T. W. Morrison.

An introductory study of the criminal law, including theories of punishment, analysis of the elements of criminal liability and available defenses, and consideration of specific crimes as defined by statute and the common law.

LAW 508 Lawyering

Full year. 4 credits. S-U option unavailable. P. S. Anderson, J. B. Atlas, C. D. Bond, E. M. McKee, A. J. Mooney.

Lawyering is a full-year course designed to introduce first-year students to lawyering skills, with primary emphasis on legal writing, analysis, and research. In the context of a law office, students create some of the essential legal writings that lawyers produce. For example, students prepare predictive memoranda for their "boss," pointing out the strengths and weaknesses of their client's case, and attempting to develop winning arguments. Students may also write a client letter, using plain English to explain to their

client the law and the merits of the case, and advise the client on the best course of conduct. Students determine and investigate the essential facts to support their client's case by interviewing or deposing various witnesses. Finally, students develop their oral and written advocacy skills and start thinking about litigation strategy by researching and writing persuasive memoranda or legal briefs for a trial or appellate court. At the end of the year, the students orally argue their case. Instruction occurs not only in meetings of the class as a whole but also in individual conferences. Each student receives extensive editorial and evaluative feedback on each written assignment.

LAW 512 Property

Spring. 4 credits. S-U option unavailable. A. Riles, E. L. Sherwin.

An investigation of the law's protection of ownership, including the beginnings of property, estates in land, concurrent ownership, landlord/tenant relations, and public and private regulation of land use.

LAW 515 Torts

Fall. 4 credits. S-U option unavailable. G. A. Hay, M. Heise, J. A. Henderson, Jr., D. A. Kysar, S. J. Schwab.

An introduction to the principles of civil liability in the tort field: intentional wrongs, negligence, and strict liability. Attention is also given to the processes by which tort disputes are handled in our legal system.

GRADUATE COURSES

LAW 605 Advanced Legal Research—U. S. Legal Research for LL.M. Students

Fall. 1 credit. Graduate program grading—H, S, U. Limited to graduate students. P. G. Court.

This course will introduce LL.M. students to basic legal research in U.S. materials that will be valuable to them in their course work at Cornell and in practice. The focus will be on understanding and finding primary legal sources, including statutory codes, session laws, administrative regulations, and court decisions, as well as explanatory materials, such as law reviews and treatises. To a large extent, instruction will use online materials that are most likely to be available to the students in their future careers. There will be short introductory lectures, as well as hands-on computer lab and Reading Room sessions. The textbook will be *Basic Legal Research: Tools and Strategies*, 2d ed., 2003. Students will complete five assigned exercises using the resources learned in class, and there is no final exam. The final grade will be based on the five assigned exercises (20% each).

LAW 622 Contracts in a Global Society

Spring. 4 credits. Graduate program grading—H, S, U. Limited to graduate students. W. F. Taylor.

This course is designed for foreign-trained lawyers who are familiar with basic contract

law in their own country. It surveys the Anglo-American common law of contracts and related civil obligations. The pedagogic approach focuses on the case method and is Socratically based, similar to the traditional first year course in Contracts. Graduate students who wish to study contract law would generally be expected to take this one-semester course. They are free to enroll instead in the first-year Contracts course, but if they do so, they must take that course for the full year.

LAW 676 Principles of American Legal Writing

Fall, spring. 2 credits. Graduate program grading—H, S, U. Limited to graduate students. Limited enrollment.

This course provides foreign-trained lawyers with an introduction to the essential principles of legal writing in the United States and an opportunity to practice some of the forms of writing common to American legal practice. Students will prepare such documents as client letters, memoranda, pleadings, and discovery demands in the context of representing a hypothetical client.

LAW 799 Thesis

Fall, spring. 5 credits. Graduate program grading—H, S, U; J.D./LL.M. program. S-U option unavailable. Limited to graduate students and students completing the joint J.D.-LL.M. program.

Arrangements for a master's thesis are made by the student directly with a faculty member. A faculty member may require the student to submit a detailed outline of the proposed thesis, as well as a summary of previous writing on the subject or other appropriate information. The work is completed during the academic year under the supervision of a law faculty member.

LAW 800 Graduate Research

Fall, spring. Limited to J.S.D. students.

UPPERCLASS COURSES

[LAW Accounting for Lawyers

2 credits. Not offered 2003-2004.]

LAW 602 Administrative Law: The Law of the Regulatory State

Fall, spring. 3 credits. S-U option unavailable. Limited enrollment. C. R. Farina, J. J. Rachlinski.

An introduction to the constitutional and other legal issues posed by the modern administrative state. Topics include: procedural due process, separation of powers, procedural modes of administrative policymaking; judicial review of agency action; and the oversight and control relationships between agencies and Congress or the President. The course provides a working familiarity with the fundamentals of administrative procedure, as well as a larger inquiry into the role of agencies in our constitutional system—and the effect of legal doctrine on shaping that role.

LAW 604 Advanced Legal Research in Business Law

Fall. 1 credit. S-U option available. Prerequisite: Legal Methods or Lawyering. J. M. Callihan.

This course will introduce students to print and online sources for researching business law. "Business law" is a broad term that covers a variety of topics such as corporate

law, securities, banking, antitrust, employment, and taxation. In addition to revisiting the standard legal research sources, students will learn about specialized resources including financial reports, SEC filing, company information, historical and current industry and market research, and economic and financial data. The focus will be on research strategy and evaluation of resources. The course will include short lectures, hands-on computer lab sessions introducing students to commercial and free databases, and some instruction by a business librarian on business databases. There will be selected readings in lieu of a required textbook, and five assignments using the resources learned in class. There is no final exam, and the final grade will be based on the five assigned exercises (20% each).

[LAW Advanced Torts: Privacy, Relational, and Economic Interests
3 credits. Not offered 2003-2004.]

LAW 609 Anatomy of a Deal: Entrepreneurial and Corporate Finance

Spring. 2 credits. Recommended pre- or co-requisite: Corporations. S-U option available. K. K. Azzarelli.

Topics will include an introduction to capital structure and corporate finance during the various stages of a company's growth. While reviewing basic corporate law concepts such as the interests and rights of debt and equity holders and basic financial accounting concepts, the course will focus on the interests and rights of preferred equity and debt holders. The remainder of the course will examine the anatomy of a deal and will involve a review of the business and legal issues that arise, discussion of the principal players involved, and a close look at the agreements employed.

LAW 610 Antitrust Law

Spring. 2 or 3 credits. Students who have taken the antitrust course in the Paris program will receive 2 credits for this course. All others will receive 3 credits. S-U option unavailable. G. A. Hay.

The antitrust laws of the U.S. protect competitive markets and limit the exercise of monopoly power. Topics include: price fixing, boycotts, and market allocation agreements among competitors; agreements between suppliers and customers; joint ventures; monopolization; and mergers.

LAW 611 Arbitration Law and Practice

Spring. 2 credits. S-U option unavailable. J. I. Gross.

This course is designed to familiarize students with both the law and practice of arbitration. Arbitration is the principal method of resolving disputes between unions and employers, securities brokers and their customers, and under international business agreements, and it is gaining favor in many other areas, including consumer, construction, and insurance disputes. This course will explore the doctrines governing arbitration, including arbitrability, arbitral due process, and judicial review of arbitration awards. In addition, this course will provide an introduction to the practice of arbitration, including drafting claims, engaging in discovery, conducting pre-hearing conferences and hearings, and filing post-hearing submissions.

[LAW Banking Law and Regulation
3 credits. Not offered 2003-2004.]

[LAW Bioterrorism and Public Health Law

2 credits. Not offered 2003-2004.]

LAW 616 Comparative Law: The Civil Law Tradition

Fall. 3 credits. S-U option available. M. Lasser.

This course introduces students to the institutional and conceptual organization of "civil law" legal systems (which govern almost all of Western and Eastern Europe and Latin America, as well as significant portions of Africa and Asia). The course will therefore provide a broad overview of "civilian" private law and procedure, criminal procedure, administrative law, and constitutional law. The course is particularly interested in the differences between common law and civil law understandings of the relationship between law-making, legal interpretation, and the judiciary.

[LAW Comparative Public Law

2 credits. Limited enrollment. Not offered 2003-2004.]

LAW 619 Conflict of Laws

Spring. 3 credits. S-U option available. G. J. Simson.

This course focuses primarily on the "choice-of-law" methods used by courts in the United States to decide the applicable law in cases that, in their parties or events, involve more than one state or country. The course examines in detail the nature, logic, and constitutionality of such methods. In addition, the course devotes substantial attention to recognition and enforcement of judgments and, in particular, to the obligation imposed by the Constitution's Full Faith and Credit Clause to respect the judgments of other states' courts.

LAW 620 Constitutional Law II: The First Amendment

Spring. 3 credits. S-U option available. S. H. Shiffrin.

A comprehensive discussion of freedom of speech, press, and association. The free-exercise-of-religion clause and the establishment clause of the First Amendment are treated less extensively.

LAW 623 Copyright

Fall. 3 credits. S-U option unavailable. P. W. Martin.

Copyright law has become increasingly important as the American economy has shifted from a predominantly manufacturing economy to an information economy. This course provides students with a comprehensive overview of U.S. copyright law. It begins with coverage of the substantive and procedural requirements for qualifying for copyright protection, then provides an in-depth study of the rights granted to authors under this law, the standards for judging copyright infringement, public policy limitations on the scope of copyright interest (such as the fair use defense), and remedies available to successful litigants. Issues raised by new information technologies and recent amendments addressing them receive special attention. Partly as an aid to understanding U.S. law better and partly because copyright law is of increasing international importance, the course also provides some comparative and international copyright law components.

In addition, it touches on issues of trademark and right-of publicity law as they overlap or complement copyright.

LAW 624 Corporate and White Collar Crime

Fall. 3 credits. S-U option available.
S. P. Garvey.

White collar crime is one of the fastest growing areas of specialization in the legal profession today. The collapse of the savings and loan industry, corruption in the health care industry, and most recently the Enron scandal have contributed to a dramatic increase in federal white collar crime prosecutions over the past twenty years. This course examines some of the principal statutes used to prosecute corporate and white collar crime. Theories of liability we will consider include traditional white collar offenses like mail and wire fraud, insider trading, false statements, perjury, and obstruction of justice. They also include more recent entries into the field such as RICO, money laundering, and laws enacted to combat government contract fraud. In addition the course provides an introductory look at the workings of the Federal Sentencing Guidelines.

LAW 625 Corporations

Fall, spring. 4 credits. S-U option available.
Limited enrollment. A. Chander,
S. F. Diamond.

An introduction to the business corporation laws affecting the rights and roles of corporate boards of directors, senior executive officers, and shareholders, with an emphasis on large, publicly traded firms. Shareholders' economic interests are examined from the perspective of limited liability and dividend standards, expectations of liquidity or transferability of shares, and the use of debt capital as a mode of financing corporate activity. Shareholders' limited participation rights in corporate decision making are examined from the perspective of state and federal rules governing shareholder voting and the disclosure of corporate information and the notion of managerial expertise (e.g., as evidenced by judicial application of the "business judgment rule"). The course also considers directors' and officers' fiduciary obligations to shareholders, examining the operation of these duties in a variety of settings and transactions. Issues relating to the role of business corporations within society are also addressed. No previous business knowledge is assumed.

LAW 626 Criminal Procedure

Fall. 3 credits. S-U option available.
J. H. Blume.

This course surveys the law of criminal procedure, with emphasis on the constitutional constraints that regulate the pretrial stage of the criminal process. More specifically, the course focuses on the law of interrogations and confessions, the admissibility of evidence, and the right to counsel throughout all stages of the criminal process.

[LAW Current Topics at the Crossroads of Law and Finance]

3 credits. Not offered 2003–2004.]

LAW 629 Debtor-Creditor Law

Spring. 4 credits. S-U option unavailable.
T. Eisenberg.

In part, a study of Article 9 of the Uniform Commercial Code, which governs the procedures for achieving the status of a

secured creditor in personal property and the rights one obtains by becoming a secured creditor. Also, selected topics in the law of bankruptcy. An overview of the various bankruptcy chapters and a detailed study of the bankruptcy provisions of most general applicability. The relationship between the rights of the Article 9-secured creditor and the bankruptcy trustee's power to avoid liens. Related topics in the enforcement of money judgments and the law of fraudulent conveyances.

LAW 630 Directed Reading

Fall, spring. 1 or 2 credits. Must be taken S-U. Arrange directly with instructor. See page 18 of the Law School Catalog and Law School registrar.

An examination of a topic through readings selected by arrangement between the instructor and an individual student or group of students (not exceeding eight).

LAW 632 Education Law

Fall. 3 credits. S-U option available.
M. Heise.

This course focuses on selected legal issues that arise in the public and private education context, with emphasis on the elementary and secondary school setting. Topics considered include the legal and policy dimensions of the rights of students, parents, educators, and the state with respect to such issues as access to, control over, and regulation of the education setting and institutions. Issues germane to equal education opportunity, school finance, and school governance and regulation receive particular attention.

LAW 633 Employment Law

Spring. 3 credits. S-U option available.
S. J. Schwab.

Survey of major statutory schemes and common law doctrines that affect the employer-employee relationship in the private sector, other than laws regulating union formation and collective bargaining, which are covered in Labor Law. Topics covered include unjust dismissal, drug testing, free speech, privacy, and antidiscrimination laws, as well as wage and hours laws, employee benefit regulation, and safety and health regulation.

LAW 636 Environmental Law

Spring. 3 credits. S-U option unavailable.
Recommended prerequisite: Corporations.
J. J. Rachlinski.

The course surveys the major environmental laws, with a primary focus on federal statutes. Emphasis will be placed on the various sources of liability to both individuals and corporations from common law, statutory provisions, administrative regulation and enforcement policy. Corporate successor liability through mergers and acquisitions will be included, including the increasing importance of performing a full range due diligence review for environmental conditions in such transactions. Special attention is paid to the economic, social, and political obstacles to efficient regulation of the environment.

LAW 638 Estate Planning

Fall. 2 credits. S-U option available.
Limited enrollment. J. A. Blumkin.

Problems involving planning and drafting for the transfer of property, both during lifetime and at death, for substantial and moderate estates. A practical approach will be emphasized, and both tax (estate, gift, and income) and non-tax issues (such as family

relations and government benefit eligibility) will be considered.

LAW 640 Evidence

Fall, spring. 3 credits. Limited enrollment.
S-U option unavailable in fall only. F. F. Rossi, N. E. Roth.

The rules of evidence in civil and criminal cases with emphasis on relevance, hearsay, authentication, witnesses, and experts. The course focuses on the Federal Rules of Evidence, with some attention to how they diverge from the common law.

LAW 641 The Evolving Law of Patents

Fall. 2 credits. S-U option available.
Limited enrollment. Y. M. Cripps.

The course will provide a general introduction to patent law, including an analysis of the meaning given by the Patent Office and the courts to novelty, non-obviousness, and utility. Biotechnology, which is at the leading edge of recent developments in patent law, will be a focal point of the course, frequently serving as a case study to illustrate many of the points of general principle. As is inevitable in any discussion of intellectual property law, international perspectives will be important. The course will involve presentation and discussion of papers in class in lieu of a final exam. Each student will write a 10-15 page paper that will be presented in class as well as very brief written critiques of the other students' papers.

LAW 642 Family Law

Fall. 3 credits. S-U option available. M. L. A. Fineman.

Broadly understood, family law is the study of state-imposed rules regulating intimacy and intimate relationships in society. In this course we use scientific and social scientific information to evaluate our assumptions and beliefs and to call into question the appropriateness of a number of current state laws regulating families. We examine the evolution of our society's understanding of and expectations for marriage, as well as shifts over the past several decades in the nature of and justification for state regulation of that institution. Substantial attention is devoted to the social and legal consequences of marriage dissolution, including child custody, child support, property distribution, and spousal maintenance. Other topics considered include: definitions, policy, and trends in American family law; the legal significance of marriage-rights and obligations; private ordering within the marital context; and nonmarital relationships-rights and obligations.

LAW 643 Federal Courts

Spring. 4 credits. Availability of S-U option to be announced first day of class.

Prerequisite: Constitutional Law and second semester of Civil Procedure; students without such background should consult with the instructor. C. R. Farina.

This course examines the various constitutional and judge-made doctrines that control access to the federal courts to vindicate federal rights. It is particularly valuable for those planning a career in public interest or the public sector, anyone else expecting to litigate extensively in federal court, and students who have or hope to obtain a judicial clerkship. Topics covered include: case or controversy limitations, including standing; constitutional and statutory limits on jurisdiction; causes of action for constitutional and statutory rights, including 42

U.S.C. §1983 and Bivens actions; bars to such actions, including the various abstention doctrine and the emerging law on 11th Amendment and sovereign immunities.

LAW 644 Federal Income Taxation

Fall, spring. 4 credits. S-U option available.
Limited enrollment. R. A. Green,
E. A. Zelinsky.

A basic course designed to develop understanding of tax concepts and ability to work effectively with the Internal Revenue Code, regulations, cases, and other tax materials.

[LAW Feminist Jurisprudence

3 credits. Not offered 2003-2004.]

LAW 648 Health Law

Fall. 3 credits. S-U option available.
H. R. Beresford.

This course will consider legal aspects of the organization, financing, and distribution of health care in the United States. It will emphasize issues of access, costs, and quality, and it will address the use of regulation, litigation, and market-driven strategies in efforts to resolve emerging problems. Readings will be from a health law casebook, supplemented by occasional handouts of current materials. The goal is to convey an appreciation of the challenges involved in providing health care to all who need it and of the role of law and lawyers in confronting these challenges.

LAW 649 The IPO Process and Deal Structure Alternatives

Fall, spring. 3 credits. S-U option available.
Prerequisite: Corporations. Limited enrollment. Z. J. Shulman.

An in-depth look at initial public offerings and deal structures from a practitioner's point of view. With respect to initial public offerings, the course covers: the applicable statutory framework, pre-offering corporate preparations (such as the implementation of poison pills and stock option plans), the due diligence process, the implementation of corporate governance policies appropriate for a public company, the offering registration process, liability under federal securities laws, the Securities and Exchange Commission review process, underwriting arrangements, selection of a trading forum (i.e., NYSE, NASDAQ, or AMEX), and the role of securities analysts. Regarding deal structures, the course explores: choosing an appropriate transaction structure (i.e., stock versus asset sale, merger, etc.), deal financing alternatives, due diligence, public company transaction issues (i.e., anti-takeover matters and directors' fiduciary duty concerns), and crucial legal and business aspects of the acquisition, such as caps/collars, letters of intent, successor liability, continuity of employees, and noncompetition agreements and reacting to hostile bids.

LAW 650 Intellectual Property in Cyberspace

Fall. 3 credits. S-U option available.
M. Sunder.

Intellectual property law is being adapted rapid-fire to the new demands of a digital world and is quickly expanding in cyberspace. But many scholars warn that the expansion of intellectual property rights in cyberspace is giving property owners greater rights than they ever had in the past to control and profit from information. Worse still, many fear the expansion of intellectual property in

cyberspace threatens an ever shrinking public domain, or intellectual commons, from which artists and inventors may borrow old ideas to build new ones. This class will critically consider the recent expansion of intellectual property laws (including copyright, trademark, and patent) emerging to meet the growth of Internet and digital technologies that enhance human abilities to access, copy, store, manipulate, and transmit vast amounts of information. We will question whether it is appropriate to map existing legal concepts onto problems arising in cyberspace; whether it is necessary to go back to the first principles of intellectual property law to maintain a balance between private control and public access; and whether new laws are upsetting the balance between freedom and control. There are no course prerequisites. Students will be required to complete a take-home examination at the end of the course.

LAW 653 International Commercial Arbitration

Fall. 3 credits. S-U option available.
J. J. Barceló III.

A study of arbitration as a dispute resolution process for international trade and business disputes. The course analyzes institutional and ad hoc arbitration, the authority of arbitral panels, enforcement of agreements to arbitrate, challenging arbitrators, procedure and choice of law in arbitral proceedings, and enforcement of international arbitral awards. The course gives special attention to the international convention on the recognition and enforcement of international arbitral agreements and awards (New York Convention) and the UNCITRAL (U.N. Commission of International Trade Law) arbitral rules and model law. It focuses on commercial arbitration as an international phenomenon and not on arbitration under any particular national system.

LAW 655 International Human Rights

Spring. 3 credits. S-U option available.
Recommended prerequisite: Public International Law. D. Wippman.

This course explores the development and effectiveness of international legal rules governing the conduct of a state toward people within its jurisdiction. Topics include the substantive norms of human rights and their philosophic basis; the mechanisms for the protection of human rights, such as the United Nations, international human rights treaty bodies, and domestic courts; and current issues such as the doctrine of humanitarian intervention, transitional justice, and human rights during armed conflicts.

LAW 657 International Organizations and International Human Rights Institutions

Fall. 3 credits. S-U option unavailable.
M. B. Ndulo.

The course provides a comprehensive legal analysis of problems concerning membership, the structure of the United Nations organs and a variety of other international organizations. It considers their functions and acts taking into account the United Nations Charter and texts establishing these organizations. It also considers the use of force under international law with specific reference to the United Nations Charter. The course further considers the structure, jurisdiction and functions of the International Court of Justice and the International Criminal Court. It also examines the international machinery for the protection

of human rights in the world community including the United Nations Human Rights Committee, the European Court of Human Rights and the Inter-American Court of Human Rights. Relevant decisions of these courts and of municipal courts are studied as well as basic documents.

[LAW International Sales Law

3 credits. Not offered 2003-2004.]

LAW 658 International Taxation

Spring. 3 credits. S-U option available.
Prerequisite: Federal Income Taxation.
E. A. Zelinsky.

This course will explore the U.S. tax treatment of U.S. citizens and corporations which invest and earn income abroad and the U.S. tax treatment of aliens and foreign corporations which invest and work in the United States. The course will emphasize both the current statutory framework and the alternatives available in an increasingly globalized economy.

LAW 659 Labor Law

Fall. 3 credits. S-U option available.
K. V. W. Stone.

A study of the law regulating employee collective action and labor unions. Topics include union formation, strikes and other economic weapons, negotiation and enforcement of collective agreements, the duty of fair representation, the application of antitrust law to union activity, and the relationship between federal labor law and local laws regulating the employment contract. The course also explores how recent changes in the employment relationship effect forms of employee representation.

[LAW Land-Use Planning

3 credits. Not offered 2003-2004.]

LAW 661 Law and Economics

Spring. 2 credits. S-U option available.
No prior acquaintance with economics is assumed. S. J. Schwab.

This course examines the ways in which the law has incorporated, wittingly or unwittingly, an economic perspective. A major theme is the art of economic modeling and the merits and demerits of simplifying assumptions to understand law. A second theme is the Coase Theorem and its application to legal rules. The course focuses on the major common law doctrines in contracts, torts, property, and procedure. The issues surrounding fairness versus efficiency are also stressed.

LAW 662 Law and Social Change: International Experience

Fall. 3 credits. S-U option available.
M. E. Greenberg.

This course is intended for students interested in law reform and international development. As compared with courses about international law, this course draws from an international base of experience while focusing on national laws in the context of socio-economic change: How do the concepts of "social change" and "development" differ? When does it suffice to draft and promote passage of new laws? When must the introduction of new laws be preceded or accompanied by other approaches, such as legal literacy training or public education? Who may be necessary partners: ministries of justice, nongovernmental organizations, bar associations, or others? Issues will be illustrated by case studies drawn from Eastern Europe, Asia, Latin America, and Africa. Social change topics will range from women's rights, gender

and the family, to democracy-building and environmental protection. Course requirements are two short "think pieces" (2-3 pages), and a final analytical paper of 10-15 pages on a student-selected topic.

LAW 663 Law for High Growth Companies

Fall, spring. 3 credits. S-U only for fall 2003. Prerequisite: for fall 2003, students can enroll in LAW 663 only if they are simultaneously participating in the Entrepreneurial Legal Services program. Z. J. Shulman.

An in-depth analysis of key issues that an emerging high growth business must consider and address, including: (i) choosing type of business entity, (ii) protecting confidential information and inventions, (iii) sources of capital (in both bull and bear market environments), (iv) understanding capitalization structures (common stock, preferred stock, warrants, etc.), (v) use of stock options as employee incentives, (vi) fundamental fair employment practices, (vii) proper establishment and utilization of Boards of Directors and Advisory Boards, (viii) technology licensing and commercialization, (ix) negotiating relationships with distributors, resellers and customers, (x) the Foreign Corrupt Practices Act, and (xi) dealing with creditors and lawyers.

LAW 665 Law of Branding and Advertising: Trademarks, Trade Dress, and Unfair Competition

Spring. 2 credits. S-U option available. N. D. St. Landau.

Fundamental trademark, trade dress, and false advertising laws are examined in the context of assisting clients to execute branding and marketing strategies. Special focus is given to branding as it relates to: "consumer products companies;" the impact of e-business and the internet on branding strategies and acquisitions; and complex proof issues in trademark and domain name litigation. Marketing strategies embody fundamental and long-established principles of the trademark laws. The Lanham Act is used to address issues ranging from confusingly similar words and designs, to false and unsubstantiated—and misappropriation—of long-established corporate icons in today's e-commerce world. This course examines the basics of this rapidly changing body of law.

LAW 667 Lawyers and Clients

Spring. 3 credits. S-U option unavailable. Satisfies the professional responsibility requirement. Limited enrollment. D. A. Kysar.

A survey and critique of (1) the law governing the practice of law and the legal profession's norms concerning the lawyer-client relationship; (2) the social functions of lawyers; (3) the modes and patterns in which legal services are or are not made available to the public; and (4) ethical theory relating to lawyer role and conduct.

LAW 668 Legal Aspects of Foreign Investment in Developing Countries

Spring. 3 credits. S-U option unavailable. M. B. Ndulo

This course studies legal aspects of foreign investments in developing countries. It seeks to identify legal problems that are likely to affect a commercial investment in a developing country. Inter alia, it deals with the public international law principles and rules governing the establishment by foreign

businesses of various factors of production (persons and capital) on the territory of other states and the protection of such investments. Thus, the course includes a discussion of the following topics: economic development and foreign capital; obstacles to the flow of investments to developing countries; guarantees to investors and investment codes; bilateral treaties; nationalization; joint ventures; transfer of technology; arbitration; investment insurance; unification of trade law; and the settlement of investment disputes.

LAW 669 Legal Profession

Fall. 3 credits. S-U option unavailable. Satisfies the professional responsibility requirement. A. Bernstein.

An overview of the practice of law, including attention to legal ethics and the sociology of the profession. Lawyers in private practice occupy center stage here, but the course also studies judges, prosecutors, in-house lawyers, and (very briefly) law professors in their professional roles. Similarly, disciplinary law as provided in the Model Rules of Professional Conduct occupies the center of the course, but we also consider responses to, or remedies for, lawyer misfeasance that criminal law, tort law, disqualification case law, civil procedure rules, and federal agencies have created. To convey a sense of what a lawyer's day-to-day work feels like, the course features occasional collaborative tasks and a 'docket' with internal deadlines.

[LAW Media Law

3 credits. Not offered 2003-2004.]

LAW 672 Mergers and Acquisitions

Fall. 2 credits. S-U option available. Prerequisite: Corporations or permission of the instructor. R. F. Balotti.

This course examines the principal business and legal issues in the purchase and sale of publicly held businesses. Emphasis is placed on the duties of directors in the acquisitions of publicly held companies (including hostile takeovers).

LAW 673 Negotiation and Mediation: Alternative Dispute Resolution and Nontraditional Approaches to Conflict.

Fall. 2 credits. S-U option available. Limited enrollment. J. P. Meyer.

This course will inquire into the theories and practice of conflict resolution and will survey nontraditional, cutting-edge alternatives to the traditional litigation process. The course will introduce students to the spectrum of ADR processes and will teach interviewing and counseling, negotiation and mediation as skill sets. A variety of approaches will be used to analyze issues and develop skill sets, including lecture/discussion, video tapes, negotiation exercises, and simulated mediations.

LAW 675 Partnership Taxation

Spring. 2 credits. S-U option available. R. A. Green.

This course provides an introduction to the taxation of partnerships and limited liability companies. The course focuses on the tax issues arising upon the formation, operation, and liquidation of a partnership or LLC.

LAW 676 Pension, Profit Sharing and Fringe Benefit Plans

Spring. 3 credits. S-U option available. E. A. Zelinsky.

This course will examine the legal framework governing pension, profit sharing and fringe benefit plans. Much of that framework is contained in the Internal Revenue Code provisions governing qualified pension and profit sharing plans. Also important to that legal framework is the Employee Income Retirement Security Act of 1974 (ERISA). Among the topics to be explored in the course are the Code and ERISA rules governing the investment of plan assets.

LAW 678 Products Liability

Fall. 3 credits. S-U option unavailable.

J. A. Henderson, Jr.

Applications of products-liability doctrine and theory to a variety of problems drawn from or closely approximating actual litigation. An overview of the relevant case law, statutes, and administrative regulations, including the new Restatement Third of Torts: Products Liability.

LAW 68 Public International Law

Fall. 3 credits. S-U option available. D. Wipman.

An introduction to the legal rules governing the conduct of states vis-à-vis other states, individuals, and international organizations, with reference to major current events and issues. Topics include the nature, sources, and effectiveness of international law; the establishment and recognition of states; principles concerning state sovereignty, territory, and jurisdiction; the law of treaties; state responsibility; international criminal law; and human rights. Special attention is given to the law governing the use of force.

LAW 681 Securities Regulation

Fall. 3 credits. S-U option available. S. F. Diamond.

Capital formation is critical to the economic health of the U.S. and other nations. American capital markets have historically been the strongest in the world, but they have been under significant stress recently as a result of market declines and corporate failures. This course examines the U. S. federal regulatory scheme for capital formation through the sale of equity and debt securities, focusing on the Securities Act of 1933. The course also focuses on financial and other disclosure requirements, and regulation of "insider trading," under the Securities Exchange Act of 1934. Federal regulation of securities markets and broker-dealers, and regulation of accountants and lawyers who practice before the SEC, are also discussed. Federal regulatory requirements are explored in the context of the practical realities of structuring capital formation transactions, and advising public companies and other market participants in the post-Enron environment. Case law and regulatory developments will be considered through the use of hypothetical real-world fact situations.

[LAW Sex Discrimination and the Law

3 credits. Not offered 2003-2004.]

LAW 683 Social Security Law

Spring. 3 credits. S-U option available. P. W. Martin.

The course focuses especially on how Social Security's benefit rules relate to employment, families, and household composition and how its procedures address the challenge of adjudicating the massive numbers of benefit claims that arise each year. It introduces the general features of the Social Security Act's entitlement, benefit formulae, and procedural

rules; highlights those that pose the greatest difficulty to administrators and advocates; and surveys current proposals for change. All of the instruction and discussion takes place on-line.

LAW 684 Sports Law

Spring. 2 credits. S-U option available. Recommended prerequisites: Antitrust Law and Labor Law. W. B. Briggs.

The course traces the development of sports law in the United States. Particular attention is given to the relationship of sports with antitrust and labor law. Contemporary issues involving arbitration, collective bargaining, amateur athletics, agents, criminal law, and constitutional law are addressed.

LAW 686 Supervised Teaching

Fall, spring. 1 or 2 credits. Must be taken S-U. Arrange directly with instructor. See page 18 of the Law School Catalog and the Law School registrar.

LAW 687 Supervised Writing

Fall, spring. 1, 2, or 3 credits. Must be taken S-U. Arrange directly with instructor. See page 18 of the Law School Catalog and the Law School registrar.

LAW 688 Supervised Teaching and Supervised Writing—Lawyering Program Honors Fellows

Full year. 4 credits. Must be taken S-U. Prerequisite: application process.

Lawyering Program Honors Fellows serve for the full year as teaching assistants in the Lawyering course and as mentors to first-year law students. With training and guidance from the Lawyering faculty, the Honors Fellows work closely and one-on-one with the students on the various writing projects. In addition to meeting regularly with students, and reviewing and critiquing their work, Honors Fellows may help design writing and research assignments, prepare model memoranda, participate in roleplaying exercises during mock interviewing or negotiating sessions, judge oral arguments, and assist the librarians with research training. The Honors Fellows are also responsible for teaching and holding classes on the Bluebook. Additionally, Honors Fellows serve as mentors to the entering students to help them make the most of the foundational first year of law school. The Fellows hold workshops on basic law school skills and, during the spring semester, under the direction of the Dean of Students, a small group of Fellows may tutor first-year law students.

LAW 689 Taxation of Corporations and Shareholders

Fall. 3 credits. S-U option available. Prerequisite: Federal Income Taxation. R. A. Green.

This course examines the federal income taxation of corporate transactions, including incorporations, dividends, redemptions, liquidations, and reorganizations.

LAW 692 Trial Advocacy

Spring. 4 credits. S-U option available. Pre- or co-requisite: Evidence. Limited enrollment. G. G. Galbreath.

This course is devoted to the study of the trial. Fundamental skills are taught in the context of challenging procedural and substantive law problems. Each stage of the trial is examined: jury selection, opening, objections, direct examination, cross-examination, exhibits, impeachment, expert

witnesses, child witnesses, summation, and pretrial. In addition to exercises every week on a particular segment of a trial, the student also does a full-day jury trial at the completion of the course. Video equipment is used to teach and critique student performance. There are occasional written assignments and class attendance is mandatory.

LAW 694 Trusts and Estates

Fall. 3 credits. S-U option available. E. L. Sherwin.

The course surveys the basic law of succession to property, including wills and intestate succession, and the law of trusts. Among the recurring themes of the course are strict and lenient enforcement of formal requirements and methods of interpretation. This is not a course on estate taxation.

LAW 698 WTO and International Trade Law

Spring. 3 credits. S-U option available. J. J. Barceló III.

The law of the World Trade Organization (WTO), including international trade theory, the basic WTO rules and principles limiting national trade policy, and the WTO dispute settlement process. A study of national (U.S.) fair and unfair trade law within the WTO framework (safeguard, antidumping, subsidies and countervailing duty remedies). Consideration will also be given to non-trade values within the WTO system (environment, labor rights, and human rights).

PROBLEM COURSES AND SEMINARS

All problem courses and seminars satisfy the writing requirement. Limited enrollment.

LAW 700 Advanced Civil Procedure: Issues In International Human Rights Litigation

Spring. 3 credits. S-U option unavailable. Limited enrollment. B. J. Holden-Smith.

This seminar explores the development and effectiveness of the mechanisms of domestic courts for the protection and vindication of human rights. We begin with an overview of the American law on authority to adjudicate international cases and enforcement of foreign judgments and arbitration awards. We also treat the approach of other sovereigns, especially European, to such matters. We then explore specific cases involving the litigation of international human rights claims, including the Holocaust victims compensation cases, and the recent movement for reparations for American slavery. Each student will be required to undertake a research project on a specific case and make a presentation on the case to the class.

LAW 703 Advanced Legal Research

Spring. 3 credits. S-U option unavailable. Prerequisite: Legal Methods or Lawyering. Limited enrollment. P. G. Court and librarians.

This seminar teaches cutting-edge research techniques to prepare students for practice in the law office of the future. It focuses on desktop electronic legal research and covers U.S., international, and foreign law, as well as multidisciplinary research. It is designed to teach students, whose careers will begin in a period of information transition, how to handle traditional and electronic sources and formats and make efficient choices.

[LAW African Americans and the Supreme Court

3 credits. Limited enrollment. Not offered 2003-2004.]

LAW 707 American Legal Theory

Fall. 3 credits. S-U option unavailable. Limited enrollment. R. S. Summers.

The fall 2003 topic for this seminar is the appropriate form of basic types of legal phenomena such as criteria of valid law (for both publicly and privately made law), institutions such as legislatures and courts, statutory rules, accepted methods of statutory interpretation, the principle of stare decisis and common law rules, adjudicative processes, limitations on judicial power to modify rules, and the formal characteristics of the legal system viewed as a whole. American law lacks appropriate form in many important ways and a heavy price is paid for this. However, appropriate legal form and its distinctive underlying rationales (general legal values) profoundly affect the overall content of law and its practice by lawyers in the American as well as other legal systems. Such formality and its rationales have as much or more of a claim to primacy as the essence of law than do problem-specific policies that also inform the law's content. In this seminar, there is about equal emphasis on practical skills and theory.

LAW 708 Appellate Advocacy

Fall. 3 credits. S-U option unavailable. Limited enrollment. J. B. Atlas.

This seminar will examine the law and skills that are integral to representing a client on appeal. The seminar will be loosely divided into three central parts: (1) the principles of appellate law, including standards of review, the preservation doctrine, harmless-error analysis, and remedies; (2) the unique role of appellate counsel, including ethical duties to the court and client; and (3) appellate skills, including client counseling, issue selection, brief-writing, and oral argument. Miscellaneous additional topics for exploration include motion practice, leave applications, and the role of law clerks in the decision-making process. Students will read and analyze the record of a criminal proceeding, assess and research potential appellate issues, and prepare a brief (including a re-write) for either the prosecution or defense. Each student will also orally argue the case in a moot-court session.

LAW 709 Biblical Law

Fall. 3 credits. S-U option available. Limited enrollment. C. M. Carmichael.

Analysis of law and narrative in the Bible from the perspective of ancient law and legal history. Topics include the nature of the law codes (e.g., hypothetical formulation versus statutory law), legal issues in the narratives (e.g., law of adultery and women's rights), law and morality (e.g., the Ten Commandments), law and religion (e.g., institutions guaranteed by the law but condemned by religious authority), the transformation of extralegal relations into legal ones (e.g., with the introduction of money), legal interpretation in antiquity (e.g., the Sermon on the Mount), social factors in legal development (e.g., shame and guilt), and aspects of criminal, family, and private law (e.g., an eye for an eye, incest rules, and unjust enrichment).

LAW 710 Business Law Workshop

Fall. 3 credits. S-U option unavailable.
Prerequisite: Corporations or (for graduate students) an equivalent course elsewhere.
Limited enrollment. R. F. Balotti.

Each week a different guest will present a business law problem and conduct the class. The guests will be practicing lawyers, former practicing lawyers and a judge. The problem will cover a wide variety of topics involving business law. Students will prepare, in teams of two persons each, a five-page paper on each week's topic and will be expected to discuss the topic in class. Each paper will be graded and the final grade, will be the average of the 12 papers.

LAW 711 Children at the Intersection of Law and Psychology

Spring. 3 credits. S-U option available.
Limited enrollment. A. J. Mooney,
J. J. Haugaard.

This seminar, cross-listed in the Law School and in the Department of Human Development in the College of Human Ecology, is co-taught by a faculty member from each. It is open to second and third year law students, Human Development graduate students, and psychology graduate students. It will concentrate on how courts, particularly family and domestic courts, use psychological and developmental information to reach decisions about children and families. Topics will include how fact-finders assess proposed novel theories or syndromes, how children participate in legal decisions affecting them, children's ability to function as eyewitnesses, and other topics as the students may select.

[LAW The Common Law and the African Legal Systems

3 credits. Limited enrollment. Not offered 2003–2004.]

LAW 713 Comparative Civil Procedure

Fall. 3 credits. S-U option available.
S. Goldstein. Limited enrollment.

The seminar will concentrate on the primary structural similarities and differences between common law and civil law procedural systems, as well as within each procedural family, both in terms of first instance proceedings and the appellate process. Current efforts to "harmonize" the different procedural systems, particularly that of the proposed ALI/Unidroit Principles and Rules of Transnational Civil Procedure, will be examined in this regard. The seminar will also be concerned with comparative aspects of current attempts to reform the processes of civil procedure, such as the use of American "managerial" judges and English case allocation. In addition, it will deal with the comparative aspects of some specific procedural mechanisms, such as notice vs. fact pleading, discovery processes, class and other forms of representative actions, etc.

All seminar participants will be expected to prepare the reading assignments and participate actively in all discussions of the seminar. Each participant must prepare a paper on a topic of his or her choice. The participants will be presented with a wide range of topics for this purpose, but they may also suggest topics on their own. Each participant must make an oral presentation on his or her topic, which will be based on a preliminary draft of the paper, which will be circulated to all participants prior to the presentation. The grade for the seminar will be based primarily on the final draft of the

paper, but it may be altered upwards or downwards by one or two steps of a gradation based on the oral presentation and performance in the seminar discussions.

LAW 714 Comparative Constitutional Law

Fall. 3 credits. S-U option available.
Limited enrollment. M. Lasser.

This seminar examines the rapidly changing face of Continental European constitutional law. The seminar will begin by examining national constitutional/ governmental structures, federalism regimes, mechanisms for judicial and administrative review of executive and legislative action, and modes of civil rights protection. The seminar will then analyze the increasingly important role played by transnational European legal institutions (especially the European Court of Justice and the European Court of Human Rights) in these areas. Finally, the seminar will address the complex relationship between the national constitutional orders and the European Union's ongoing constitutional convention.

[LAW Constitutional Law and Political Theory

3 credits. Limited enrollment. Not offered 2003–2004.]

[LAW Consumerism

3 credits. Limited enrollment. Not offered 2003–2004.]

LAW 716 Corruption Control

Spring. 3 credits. S-U option available.
Limited enrollment. R. C. Goldstock.

This seminar analyzes the types of corruption that exist in both the public and private sectors, the means by which a variety of criminal and non-traditional remedies may be used to reduce the frequency and impact of corrupt activities, and the constitutional and statutory problems implicated by such approaches.

[LAW Empirical Studies of Leading Civil Rights Issues

3 credits. Limited enrollment. Not offered 2003–2004.]

LAW 720 The End of History? Comparative Corporate Governance in the Post-Cold War Era

Spring. 3 credits. S-U option available.
Limited enrollment. S. F. Diamond.

This seminar will explore the provocative proposition that corporate law has reached "the end of history" as suggested in a widely read article by Hansmann and Kraakman. The seminar will examine the classical tenets of the Anglo-American model of corporate governance, the alternative models found in Europe, Japan and elsewhere, and the new challenges facing the structure of the modern corporation and the surrounding financial markets. In addition to a review of the theoretical literature and leading scholarly efforts to advance this debate, we will examine several case studies, including the Vodafone/Mannesmann acquisition and the initial public offering of PetroChina, a major Chinese state-controlled oil company. Students will be expected to participate actively in weekly discussions and prepare a research paper on a topic related to the issues raised in the seminar.

[LAW Ethical Issues in Civil Litigation

3 credits. Satisfies the professional responsibility requirement. Limited enrollment. Not offered 2003–2004.]

LAW 722 Ethical Issues in Criminal Practice

Fall. 3 credits. S-U option unavailable.
Satisfies the professional responsibility requirement. Limited enrollment.
C. Grumbach.

Using simulated problems, we will explore the ethical duties of and practical quandaries faced by prosecutors and criminal defense attorneys. As some examples, we will examine the ethical duties that pertain to the examination of witnesses and argument to the jury; the duty of the prosecutor to "seek justice," not merely to convict; the relationship of the prosecutor to witnesses and police, and the obligation to disclose exculpatory evidence; the duties and dilemmas of the defense attorney confronted with a guilty client who intends to commit perjury or an innocent client who wishes to accept a plea offer; and the right to effective assistance of counsel. We will examine these topics in the context of hypothetical and famous trials that involve coaching, "playing the race card," and blaming the victim, or arrests based upon racial profiling or planted evidence. The writing assignments will be in the form of persuasive trial memoranda prepared on behalf of or to prosecute simulated clients. Sample issues might involve attorneys who face such quandaries as what to do with the "smoking gun" that a client has just delivered to the law office or whether to inform the judge that a defendant is using an alias to hide a substantial criminal record. At the end of the semester we will hold mock hearings based upon these simulated cases.

LAW 723 Ethnoracial Identity in Anthropology, Language, and Law

Spring. 3 credits. S-U option available.
Limited enrollment. V. Santiago-Irizarry.

This seminar will examine the role that both law and language, as mutually constitutive mediating systems, occupy in constructing ethnoracial identity in the United States. We will approach the law from a critical anthropological perspective, as a signifying and significant sociocultural system rather than as an abstract collection of rules, norms, and procedures, to examine how legal processes and discourses shape processes of cultural production and reproduction that contribute to the creation and maintenance of differential power relations. Course material will draw on anthropological, linguistic, and critical race theory as well as ethnographic and legal material to guide and document our analyses.

LAW 724 European Social Law

Spring. 3 credits. S-U option available.
Limited enrollment. B. Caruso.

This seminar will focus on the process of political and social integration in the European Union. Topics will include EU social policy regarding antidiscrimination, immigration, and employment; the role of social and cultural values in the institutional structure of the new European Constitution; and the implications of European federalism for social regulation. Discussions will make comparisons between the EU and the U.S. experiences in the regulation of social policy.

LAW 725 European Union Law

Spring. 3 credits. S-U option available.
Limited enrollment. J. J. Barceló III.

The seminar studies the EU treaty, institutions, and lawmaking processes; the direct effect, supremacy, and reception of EU law in the member states; enlargement issues; the

development of the four freedoms (goods, services, persons, and capital); the fundamental rights doctrine; protection of the environment; and EU antitrust law.

LAW 726 Federal Indian Law: The Legal Construction of Indian Country

Spring. 3 credits. S-U option unavailable. Limited enrollment. Students who have taken LAW 608 (American Indian Law) are not precluded from taking this seminar as well. E. Cheyfitz.

This is an interdisciplinary seminar open to both students in the Law School and the Graduate School of Arts and Sciences. While its focus is the historic development of federal Indian law, it will address fundamental theoretical issues such as the cultural limits of Western law, the situation of indigenous peoples in a postcolonial context, and the critical relationship between law and literature. In its first half the seminar will present an overview of the history and theory of federal Indian law, examining its foundation in the Constitution, and in three historic cases of the Marshall Court: *Johnson v. McIntosh* (1823), *Cherokee Nation v. Georgia* (1831), and *Worcester v. Georgia* (1832). We will situate these legal beginnings in their proper historical field, which is constituted first of all by the European conquest of the Americas and subsequently by the extension of this conquest through U.S. imperialism in Native America. Within this historical field, which extends into the present moment, we will examine the establishment of the U.S. colonial apparatus that creates "Indian Country," beginning with the creation of the Bureau of Indian Affairs in 1824, and the Indian removal policy of the federal government, which has its origins in the presidential administration of Thomas Jefferson. Along with this historical material, we will read both literary and ethnographic texts that will help us understand fundamental cultural conflicts between Indians and Europeans, between kinship-based societies sharing communal land, and a society based in the twin structures of individualism and property. In the second half of the course, we will study cases and materials dealing with two crucial issues in the ongoing history of federal Indian law: sovereignty v. civil rights; and the legal parameters of Indian identity. In addition to legal cases listed above, Felix Cohen's formative *Handbook of Federal Indian Law* (1941) and Getches, Williams, and Wilkinson *Cases and Materials on Federal Indian Law* (4th ed.), will be the central texts of the seminar. The requirements for the seminar will consist of weekly informal written responses to the readings, as well as a final paper of 20-25 pages in length.

LAW 727 A Feminist Revisit to the First-Year Curriculum

Fall. 3 credits. S-U option available. Limited enrollment. A. Bernstein.

This seminar focuses on the seven courses of the Cornell first-year curriculum—Civil Procedure, Constitutional Law, Contracts, Criminal Law, Lawyering (formerly Legal Methods), Property, and Torts—with attention to how women fare in American legal doctrine. Readings are divided into two parts. The first part addresses what are regarded as "women's issues," or topics that fall within the seven courses but are usually considered peripheral; the second part uses as a starting point the "different voice" thesis credited to Carol Gilligan (interpreted narrowly, so as not

to assume that all or even most women have certain personality traits) and applies this perspective to the first-year curriculum. We revisit the seven courses serially, spending two classes on most of them. Each student will be an "expert" in one first-year course, co-leading discussions twice during the term, and will also write a substantial research paper on an approved topic relating to feminism or gender and law. Students are encouraged to investigate potential topics before the semester begins.

LAW 728 First Amendment Theory

Spring. 3 credits. S-U option available. Limited enrollment. S. H. Shiffrin.

An examination of competing theories about the scope and justification of freedom of speech, freedom of press, and freedom of religion. The seminar will consider free speech theories focused on liberty, formal equality, self-government, public morality, dissent, and anti-domination; the relationship of various conceptions of democracy to freedom of press; and various conceptions regarding the optimal relationship between church and state. Among the more specific topics at issue in some of the readings are commercial speech, pornography, flag burning, subsidies of the arts, campaign finance, the structure of the mass media, government involvement with religious symbols, and vouchers to religious schools.

LAW 731 Immigration and Refugee Law

Fall. 3 credits. S-U option unavailable. Prerequisite: Constitutional Law. Limited enrollment. S. W. Yale-Loehr.

This course explores the evolving relationship between U.S. immigration policy and our national purposes. Immigration plays a central role in contemporary American life, significantly affecting our foreign relations, human rights posture, ethnic group relations, labor market conditions, welfare programs, public services, and domestic politics. It also raises in acute form some of the most basic problems that our legal system must address, including the rights of insular minorities, the concepts of nationhood and sovereignty, fair treatment of competing claimants for scarce resources, the imperatives of mass administrative justice, and pervasive discrimination. In approaching these questions, the course draws on diverse historical, judicial, administrative, and policy materials. 732

LAW 732 Immorality

Fall. 3 credits. S-U option available. Limited enrollment. S. P. Garvey.

Why do people act immorally? What is the moral psychology of wrongdoing? Are there different forms of immorality or wrongdoing? These are the basic questions this seminar addresses. We explore in detail six different forms of immorality: preferential wickedness, perverse wickedness, moral weakness, moral negligence, amorality, and moral indifference. We examine in particular how each of these different forms of immorality is reflected in criminal wrongdoing, and we will question whether the criminal law should punish each of these different forms of wrongdoing in the same way, as it now does, or whether different forms of wrongdoing warrant different kinds of responses.

[LAW Insurance Law

3 credits. Limited enrollment. Not offered 2003-2004.]

[LAW International Criminal Law

3 credits. Recommended prerequisite: Public International Law or International Human Rights. Limited enrollment. Not offered 2003-2004.]

LAW 734 International Environmental Law

Spring. 3 credits. S-U option available. Limited enrollment. D. A. Kysar.

In recent decades, recognized environmental problems have expanded in scope from primarily national and regional threats into challenges of a truly global character. Correspondingly, international environmental law has grown from a relatively minor branch of international law primarily concerned with questions of state responsibility for cross-border pollution, into an expansive area of international law covering numerous environmental issues and involving a wide range of international organizations. This seminar aims to analyze and assess the various principles and rules of international law that have been developed to deal with problems of global environmental import, including the processes by which they have been drafted, implemented, and enforced. Specific topics may include control of air and water pollution, environmental disasters, disposal of hazardous wastes and trade in hazardous chemicals, ozone depletion, climate change, conservation of natural resources and biological diversity, management of international rivers, and the relationship between environmental protection and economic development. There are no prerequisites for this seminar.

LAW 735 International Humanitarian Law

Fall. 3 credits. S-U option available. Limited enrollment. D. Wippman.

This seminar will examine the principles and rules governing the conduct of international and non-international armed conflicts, an area of law also known as the law of war or the law of armed conflict. We will study the 1949 Geneva Conventions and their 1977 Protocols, as well as case law from Nuremberg to the present. We will consider the evolution of restraints on the means and methods of warfare, the distinction between combatants and non-combatants, the treatment of prisoners of war, the definition of military objectives and the rules governing targeting decisions (including the practice of "targeted killings"), the concept of proportionality and its utility in war, the law of occupation, and the temporal and geographic scope of armed conflicts. Particular attention will be paid to the problems posed for humanitarian law by international terrorism and responses to it.

LAW 736 International Intellectual Property

Fall. 3 credits. S-U option unavailable. Limited enrollment. M. Sunder.

From conflicts over access to AIDS drugs, copyright piracy, pharmaceutical patents on indigenous knowledge, and technology sharing between developed and developing countries, intellectual property has become a hot-button issue of global importance. This seminar will critically examine these conflicts and study the international legal regimes addressing them. Specifically, the seminar will consider: the underlying theories of international intellectual property protection; the multilateral and bilateral treaty regimes for international intellectual property protection; whether intellectual resources are the

"common heritage of mankind" or the proper subject of global property regimes; what kind of property regimes enable a fair and equitable distribution of wealth and resources between the developed and developing world; the cultural impact of intellectual property forms, including protection for cultural resources, such as folklore and indigenous knowledge; authorship as a cultural value; and government takings of intellectual property (including compulsory licensing). Each student will prepare and present a substantial paper (approximately 30 pages in length) on an international intellectual property topic of the student's choice. Students will also be required to write two critiques (about 3 pages a piece) of two other students' papers, and to co-lead discussion of the critiqued papers. The seminar is best suited for students who have already taken at least one course in some area of intellectual property. Students who have not taken a previous course in intellectual property may apply for admission to the seminar, but students who have taken a previous course will get priority in admission.

[LAW Introduction to French Law]

3 credits. Not available to students with significant knowledge of civil law system. Limited enrollment. Not offered 2003–2004.]

LAW 737 Introduction to Islamic Law

Spring. 3 credits. S-U option available. Limited enrollment. D. S. Powers.

This seminar is designed to introduce law students to the terminology, principles, and concepts of Islamic law. In Part One, we will examine the historical formation of Islamic law and the development of its principles of jurisprudence. In Part Two, we will analyze court cases that took place in Morocco and Spain in the period between 1300 and 1500, with special attention to judicial procedure, personal status law, property law, and penal law. In Part Three, we will examine the modern transformation of Islamic law by focusing on the example of Egypt, addressing issues such as codification, legal reform, and constitutional law. Seminar discussions will be based largely on primary sources in English translation.

LAW 738 Juvenile Advocacy

Fall. 3 credits. S-U option available. Limited enrollment. This seminar is the first half of a full-year offering that has as its second half the Juvenile Advocacy Motion and Appellate Clinic. Students admitted to the fall seminar are automatically admitted to the spring clinic and are required to take the spring clinic as well. C. Grumbach.

This seminar will be run as a simulated law office and class meetings will be run as weekly law office training sessions with students teaching their colleagues by way of oral presentations on topics of interest to them that arise from simulated cases. Such topics might include: the role of the lawyer ("law guardian") in representing juveniles; the ethical, strategic, and treatment issues that arise when the client's expressed interest and "best interest" conflict; the application of criminal rights and defenses to delinquency proceedings; the disparate treatment of juveniles and adults on such matters as preventive detention of juveniles, the sufficiency of accusatory instruments, and interrogations and searches of juveniles

suspected of criminal conduct or detained as truants or runaways; the disparate treatment of juveniles based on race; the use of PINS proceedings to control female teenagers; and the relationship between parental abuse, neglect, and domestic violence, and PINS and juvenile delinquency behavior. Based upon simulated case files, students will choose clients to represent and file various motions and legal memoranda before a designated judge. In this manner, students hone their persuasive writing skills and practice writing for a specific audience, learn to evaluate pleadings, and learn how to develop litigation theories and strategies and formulate a litigation plan. Students also develop their speaking skills through regular class presentations.

[LAW Labor and Social Policy]

3 credits. Prerequisite: prior or concurrent course in labor law and permission of the instructor. Limited enrollment. Not offered 2003–2004.]

LAW 741 Law and Higher Education

Spring. 3 credits. S-U option unavailable. Prerequisite: Constitutional Law or Administrative Law. Limited enrollment. J. J. Mingle.

Higher education is a complex, idiosyncratic institution. Universities and colleges have a unique mission—teaching, research, and public service—and a uniquely challenging task of accommodating the various constituencies and organizations, both internal (governing boards, faculty, students, alumni) and external (legislatures, courts, regulatory agencies) that influence how they are managed, and how policies are shaped. This seminar explores the dynamic tensions, high expectations, and complex legal-policy issues universities and colleges face in fulfilling their mission.

[LAW Law and Mental Health]

3 credits. Limited enrollment. Not offered 2003–2004.]

LAW 744 Law and Social Movements in East Asia

Spring. 3 credits. S-U option unavailable. A. Riles.

This seminar aims to rethink the anthropological understanding of law and of social movements, respectively, by considering how legal scholars, advocates, government officials, and activists conceive of the relationship between knowledge and politics. We will focus attention on a comparison of feminist theory and legal theory on the one hand, and gender and sexuality-focused social movements and bureaucratic and judicial action on the other. Readings will focus primarily, but not exclusively, on examples from East Asia.

One objective of the seminar is to experiment with a variety of possibilities and approaches anthropologists might wish to deploy in the ethnography of law and social movements. Towards this end, four weeks of the seminar will be devoted to engaging with the work of four anthropologists working on these questions from radically differing perspectives. These four anthropologists will come to Cornell to participate in our class discussions during the week in which we discuss their work.

The seminar will coincide with a conference on feminist and legal theory in East Asia

LAW 754 Law and Violence Against Women

Spring. 3 credits. S-U option unavailable. Limited enrollment. E. A. Sussman.

This seminar will examine violence against women from both theoretical and practical perspectives. The seminar begins with a general introduction to various feminist theories, including among them: equality feminism, difference feminism, dominance feminism, anti-essentialist feminism, and post-modernism. We will examine these feminist theories to provide us with frameworks for analyzing concrete manifestations of violence against women in society, including: domestic violence, rape, sexual harassment, pornography, and prostitution. The seminar will seek to apply theories to practice and use the issues that arise in legal practice to further cultivate/refine the theories. By focusing upon both theory and practice, students will collectively work toward developing legal strategies for contending with violence against women. This seminar encourages students to critique existing frameworks and assume the role of social movement lawyers. Students will write a substantial research paper focusing upon a substantive problem related to violence against women.

[LAW Law through Literature]

3 credits. Limited enrollment. Not offered 2003–2004.]

LAW 756 Legal Aspects of Commercial Real Estate Development

Fall. 3 credits. S-U option unavailable. Limited enrollment. J. E. Blyth.

Through the use of several written memoranda and one oral presentation, this seminar addresses considerations basic to commercial real estate development. It focuses on purchase agreements, options, rights of refusal, and memoranda thereof; representations and warranties; disclosure required of brokers and sellers; attorneys as brokers; notarial misconduct; conveying and surveys; commercial leases; conventional financing; conflicts between commercial tenants and institutional lenders; alternatives to conventional financing; title insurance; attorney opinion letters; and choice of real estate entity. About half of the semester is devoted to commercial leases, conventional financing, and alternatives to conventional financing (such as tax-exempt financing, mezzanine financing, and synthetic leases).

[LAW Litigation Skills and the Protection of Civil Rights in Housing]

3 credits. Limited enrollment. Not offered 2003–2004.]

[LAW Modern Legal Thought]

3 credits. Limited enrollment. Not offered 2003–2004.]

LAW 760 Organized-Crime Control

Fall. 3 credits. S-U option available. Limited enrollment. R. C. Goldstock.

This seminar will explore the challenges organized crime poses to society and to traditional law enforcement techniques. Students will undertake a simulated investigation using physical and electronic surveillance, the analysis of documentary evidence, and the examination of recalcitrant witnesses before the grand jury. The RICO statute will be explored in detail as well as a variety of non-criminal remedies including forfeiture and court-imposed trusteeships.

[LAW Pretrial Practice, Litigation Strategies, and Remedies in Commercial Litigation]

3 credits. Prerequisite: Contracts or Contracts in a Global Society. Limited enrollment. Not offered 2003-2004.]

[LAW Problems in Advanced Torts]

3 credits. Limited enrollment. Not offered 2003-2004.]

[LAW Risk Regulation]

3 credits. Limited enrollment. Not offered 2003-2004.]

[LAW Separation of Powers]

3 credits. Prerequisite: Constitutional Law and Administrative Law. Students without such background should consult with the instructor. Limited enrollment. Not offered 2003-2004.]

[LAW Sexuality, Gender, and Law]

3 credits. Limited enrollment. Not offered 2003-2004.]

[LAW Social and Cognitive Psychology for Lawyers]

3 credits. Limited enrollment. Not offered 2003-2004.]

LAW 775 State and Local Taxation

Fall. 3 credits. S-U option unavailable. Limited enrollment. E. A. Zelinsky.

This seminar will explore the legal issues surrounding the major features of state and local tax systems, in particular, property taxes, sales taxes, and individual and corporate income taxes. Particular emphasis will be placed on the state and federal constitutional rules governing these subnational taxes. This seminar will discuss, among other constitutional topics, the case pending in the N.Y. Court of Appeals, *Zelinsky v. Tax Appeals Tribunal*, which challenges the New York income tax treatment of certain nonresidents.

[LAW Street Law]

3 credits. Limited enrollment. Not offered 2003-2004.]

[LAW Topics in Criminal Law]

3 credits. Prerequisite: Criminal Law. Limited enrollment. Not offered 2003-2004.]

LAW 777 Theories of Law, Theories of Film

Spring. 3 credits. S-U option unavailable. Limited enrollment. C. D. Bond.

This seminar examines cultural representations of systems of law and lawyers. As part of the course materials, students will view several, predominantly American, films that in some way deal with the law. Students will learn the language of film form and theory, which they will use to discuss how particular films construct narratives about the legal system. Topics of inquiry will include parallels between law and film as narrative systems, the role of interpretation in constituting legal and cultural meaning, and the manner in which cultural representations of law reflect cultural values, fantasies and myths, with particular attention given to narratives of race and gender. Students will read film theory and criticism and legal theory in an attempt to correlate theories of narrative across both disciplines.

[LAW Theories of Property]

3 credits. Prerequisite: Property. Limited enrollment. Not offered 2003-2004.]

[LAW Topics in Feminist Legal Theory]

3 credits. Limited enrollment. Not offered 2003-2004.]

CLINICAL COURSES AND EXTERNSHIPS

All clinical courses and externships have limited enrollment.

LAW 780 Asylum and Convention Against Torture Appellate Clinic

Spring. 4 credits. S-U option available. Limited enrollment. E. M. McKee, S. W. Yale-Loehr.

Students will write appellate briefs to the Board of Immigration Appeals on behalf of clients who have petitioned to remain in the United States because they fear persecution or torture in their home countries. These clients will have represented themselves pro se in Immigration Court. During the first part of the semester students will learn substantive and procedural asylum and Convention Against Torture (CAT) law, such as the nature of persecution, grounds for asylum and CAT claims, and the practical and social effects that these laws have on new immigrants who seek asylum or CAT relief. Classes may also cover practical knowledge needed for effective representation, such as advanced research and writing skills. During the second part of the semester, students will work in teams of two on appellate briefs. These briefs will not only entail serious legal analysis, but may also require sociocultural and political research, so that the students can effectively write about the conditions of the client's home country. Students will communicate with clients during this time, although some clients may be incarcerated, and many will be out-of-state. Students may also locate expert and other witnesses, and draft affidavits and motions. The students' cases will provide a basis for more in-depth substantive learning, as well as practical skills and attorney-client issues. In class, each team will also discuss the legal and practice issues that arise in their case, so that all students can benefit from and assist with each individual case.

[LAW Capital Punishment Clinic: Post-Conviction Litigation]

4 credits. Prerequisite: permission of instructor; Criminal Procedure or criminal law experience preferred. Limited enrollment. Not offered 2003-2004.]

LAW 781 Capital Trial Clinic I

Fall. 4 credits. S-U option available. Prerequisite: permission of the instructor. Criminal Procedure or criminal law experience preferred. Limited enrollment. J.H. Blume, S.L. Johnson.

Students will aid in the representation of a defendant charged with a capital crime. This clinic focuses on preparing a capital case for trial. Students will be assigned both investigative and research tasks. Fact investigation and the development of a mitigation case will be taught. One or two trips to the state of the offense (usually South Carolina) are typical, and expenses for those trips are reimbursed by the law school. Research projects that arise from the case will be assigned. Most years students will gain experience with the use of focus groups and/or learn the Colorado voir dire method. Regardless of individual assignments, all

students are kept abreast of the developments in the case and included in discussions of strategy as they arise.

LAW 782 Capital Trial Clinic II

Spring. 4 credits. S-U option available. Prerequisite: permission of the instructor. (Capital Trial Clinic I is NOT a prerequisite.) Criminal Procedure or criminal law experience preferred. Limited enrollment. J.H. Blume, S. L. Johnson.

Students will aid in the representation of a defendant charged with a capital crime. This clinic focuses on the actual trial of a capital case. Students will travel to the trial in shifts, and while there may assist in the rating of jurors, last-minute investigation, the preparation of exhibits, and assorted tasks relating to witnesses, as well as observing parts of the trial. Students will also be on call for help in researching and preparing motions for issues that arise during trial, and may be assigned to aid in the development of direct and cross-examinations, and opening and closing statements. Regardless of individual assignments, all students are kept informed as to events as they occur at trial, and are included in discussions of strategy as much as possible given the constraints of trial.

LAW 783 Full-Term Externship

Fall. 12 credits. Must be taken S-U. Limited enrollment. G. G. Galbreath, J. M. Miner.

Occasionally students find that their educational and career goals would be best achieved by spending one semester working at a placement outside the law school. The Full-Term Externship course allows students to earn 12 credit hours as externs working full time a minimum of 65 days at an approved non-profit or governmental placement site off campus during the fall semester of their third year. After a careful review of the complete course description found in the Registrar's Office and attending a mandatory meeting introducing the course, students must make written application for the course in the spring semester preceding their externship. The application includes, among other things, a description of the placement and the activities that the extern expects to perform, a statement of the extern's educational and career goals, and an explanation of how those goals are better met at the placement than at the law school. The instructors, in collaboration with the Associate Dean for Academic Affairs, will review the applications and decide whether each applicant should be granted conditional approval. For students to receive final approval, the placement site must accept the student for the placement and meet specified criteria including identification of an attorney at the placement who will closely supervise and mentor the extern. In addition to his or her work responsibilities for the placement, the extern will prepare weekly journal entries for the faculty supervisor, engage in regular electronic communication with the instructor and other students in the course, host the instructor for a site visit, and complete a written evaluation of the placement and the placement experience for the law school's files.

LAW 784 Government Benefits Clinic

Spring. 6 credits. S-U option available. Limited enrollment. B. Strom.

This course has two classroom components: Government Benefits Clinic class and Clinical Skills 1 or Clinical Skills 3. The course has a substantive component, in which a broad

conceptual understanding of a complex and controversial area of law and public policy is developed, and a live client clinical experience, in which those concepts can be applied in solving actual client problems. The substantive component provides an introduction to government benefits law by examining various social insurance and need-based benefit programs including Social Security, Unemployment Insurance, Temporary Assistance to Needy Families (TANF), Supplemental Security Income (SSI), Medicaid, and Food Stamps. Case handling involves the representation of clients in government benefits cases involving the Tompkins County Department of Social Services, the N.Y.S. Dept. of Labor and the Social Security Administration. The course also includes Clinical Skills 1 or Clinical Skills 3. Clinical Skills 1 class will address interviewing, counseling, negotiation, and advocacy skills through the use of readings, videotapes, discussions, demonstrations, and simulation exercises. Clinical Skills 3 builds on the skills taught in Clinical Skills 1 and addresses such topics as alternative dispute resolution, formal discovery, and motion argument.

LAW 785 Government Benefits Clinic/Neighborhood Legal Services Externship

Spring. 6 credits. S-U option available. Limited enrollment. B. Strom.

This course is a combination of Government Benefits and the Neighborhood Legal Services Externship and either Clinical Skills 1 or Clinical Skills 3. The course is the same as Government Benefits except that the case handling component involves handling cases for the Ithaca office of Neighborhood Legal Services. See the descriptions for the Government Benefits Clinic and the Neighborhood Legal Services Externship for additional details.

LAW 786 Judicial Externship

Fall, spring. 4 credits. S-U option available. Limited enrollment. G. G. Galbreath.

Students work with a trial court judge. Work involves courtroom observation, conferences with the judge, research and writing memoranda, and drafting decisions. The emphasis is on learning about judges, judicial decision-making process, and trials. There are weekly class meetings with readings and discussions of topics related to the externship experience. While the primary focus is the student's work at the placement, each student will also do class presentations, weekly journal entries, provide written work samples, and meet individually with the faculty member.

LAW 788 Juvenile Advocacy Motion and Appellate Clinic

Spring. 3 credits. S-U option available. Prerequisite: Juvenile Advocacy Motion and Appellate Seminar, fall 2003. Limited enrollment. C. Grumbach.

Students will write complex trial motions and/or appellate briefs on behalf of juveniles charged in juvenile delinquency (JD) and persons in need of supervision (PINS) proceedings. JD proceedings involve juveniles charged with criminal conduct and PINS proceedings involve juveniles charged with truancy, disobedience at or running away from home, and other behaviors labeled as "incorrigible, ungovernable or habitually disobedient." During the fall semester Juvenile Advocacy Seminar, students learn the

substantive law underlying JD and PINS proceedings, the essential principles of appellate advocacy, and advanced persuasive writing techniques. During the spring semester clinic, students will apply these skills to the real world by preparing complex trial motions (including legal memoranda) and/or appellate briefs on behalf of juvenile clients in Tompkins County and the vicinity. As part of this law guardian representation, students will communicate with and counsel their clients and, perhaps, interview lay or expert witnesses, prepare affidavits, digest transcripts, and appear in court to argue the motions or appeals. By the end of the year each student will have written multiple drafts of at least one motion and memorandum and/or appellate brief to be filed in court. The clinic will include weekly class discussions about the legal, ethical, strategic, and systematic issues that arise in the cases; simulations; and peer editing. In addition, the instructor will have regular one-on-one meetings with the students to discuss and critique written work.

LAW 790 Law Guardian Externship

Fall, spring. 4 credits. S-U option available. Limited enrollment. J. M. Miner.

Students learn about the representation of children in abuse and neglect cases, juvenile delinquency proceedings, and PINS (Person in Need of Supervision) cases through their placement at the Tompkins County Law Guardian office. Duties may include interviewing, investigation, drafting memoranda and motions, and assisting in trial preparation. There will be several meetings with the instructor during the semester for discussion of issues arising from and related to the representation of children. Bi-weekly journals are also required.

[LAW Legislative Externship

3 credits. Limited enrollment. Not offered 2003–2004.]

LAW 791 Neighborhood Legal Services Externship

Fall, spring. 4 credits. S-U option available. Limited enrollment. B. Strom.

Classroom component is provided by Clinical Skills 1, 2 (fall) or 3 (spring), depending on whether the student has previously been enrolled in a course in which Clinical Skills 1 was a component. Cases involve the representation of clients of a legal services office, the Ithaca office of Neighborhood Legal Services (NLS). Along with case handling, this externship includes a classroom component, provided by Clinical Skills 1, 2 or 1, 3. The classes are devoted to the development of lawyering skills and issues related to professional responsibility and the role of an attorney. In addition, each student will meet periodically with the faculty supervisor for review of the placement experience.

[LAW Prisoners Legal Services Externship

4 credits. Limited enrollment. Not offered 2003–2004.]

LAW 793 Public Interest Clinic 1

Fall, spring. 4 credits. S-U option available. Limited enrollment. G. G. Galbreath, J. M. Miner, R. A. Sarachan, B. Strom.

Students handle civil cases for low-income clients of the Public Interest Clinic under the supervision of the clinic faculty. Students interview and counsel; investigate and analyze facts; interrelate substantive and procedural law with facts in the context of actual

representation; develop a strategy to handle clients' problems; identify and resolve professional responsibility issues; do legal writing; negotiate and settle cases; and represent clients at administrative hearings. Classroom component is provided by the Clinical Skills 1 class, in which students will develop interviewing, counseling, negotiation, and advocacy skills through the use of readings, videotapes, discussions, demonstrations, and simulation exercises. NOTE: During the second or third week there may be an additional class session. Classes are mandatory.

LAW 794 Public Interest Clinic 2

Fall. 4 credits. S-U option available.

Prerequisite: Public Interest Clinic 1 or a clinic course that included the Clinical Skills 1 classroom component. Limited enrollment. G. G. Galbreath, J. M. Miner, R. A. Sarachan, B. Strom.

Students handle Public Interest Clinic cases, participate in a classroom component, Clinical Skills 2, and help supervise participants in Public Interest Clinic 1. Cases are handled as described in the course description for Public Interest Clinic 1. The classroom component, Clinical Skills 2, builds on the skills taught in Clinical Skills 1 and may address such skills as fact investigation and analysis, pre-trial activities, and drafting. Students represent the clinic's clients in both federal and state courts.

LAW 795 Public Interest Clinic 3

Spring. 4 credits. S-U option available.

Prerequisite: Public Interest Clinic 1 or a clinic course that included the Clinical Skills 1 classroom component. Limited enrollment. G. G. Galbreath, J. M. Miner, B. Strom.

Students handle Public Interest Clinic cases, participate in a classroom component, Clinical Skills 3, and help supervise participants in Public Interest Clinic 1. Cases are handled as described in the course description for Public Interest Clinic 1. The classroom component, Clinical Skills 3, builds on the skills taught in Clinical Skills 1 and 2 and may address such issues as alternative dispute resolution, formal discovery, and motion practice. Students represent the clinic's clients in both federal and state courts.

LAW 797 Women and the Law Clinic

Spring. 6 credits. S-U option available. Limited enrollment. J. M. Miner.

This course has two classroom components: Women and the Law Clinic class and Clinical Skills 1 or Clinical Skills 3 class. Students will represent women clients who have legal matters primarily in the family law area (divorce, custody, support, domestic violence). The Women and the Law Clinic class will focus on such issues as the impact of substantive law on women, the impact of legal institutions on women, professional role development, feminist lawyering methods, and other topics related to women and the law. Students will also participate in the lawyering skills classroom component, Clinical Skills 1 or Clinical Skills 3. Clinical Skills 1 will address interviewing, counseling, negotiation, and advocacy skills through the use of readings, videotapes, discussions, demonstrations, and simulation exercises. Clinical Skills 3 builds on the skills taught in Clinical Skills 1.

[LAW Wrongful Convictions and Sentences Clinic]

4 credits. Limited enrollment. Not offered 2003-2004.]

[LAW Youth Law Clinic]

6 credits. Limited enrollment. Not offered 2003-2004.]

NONPROFESSIONAL COURSES— NOT OPEN TO LAW STUDENTS

GOVT 313 The Nature, Functions, and Limits of Law

Spring. 4 credits. Undergraduates only.
R. A. Hillman.

A general-education course for students at the sophomore and higher levels. Law is presented not as a body of rules but as a set of techniques for resolving conflicts and dealing with social problems. The course analyzes the roles of courts, legislatures, and administrative agencies in the legal process, considering also constitutional limits on their power and practical limits on their effectiveness. Assigned readings consist mainly of judicial and administrative decisions, statutes and rules, and commentaries on the legal process.

LAW 410 Limits on and Protection of Creative Expression—Copyright Law and Its Close Neighbors

Fall. 4 credits. Non-law students only.
P. W. Martin.

This course provides an introduction to copyright law and closely related legal regimes for non-law students. A significant portion of the instruction and discussion will be on-line. Copyright law has become increasingly important as the U.S. has shifted from a predominantly manufacturing economy to an information economy, with such products as software, recorded music, movies, and TV assuming major importance as exports, and digital distribution exploding. This course provides an overview of U.S. copyright law and the relationship between copyright and contractual license, trademark, patent, and the "right of publicity" as these other regimes relate to information products. The survey begins with the substantive and procedural requirements that surround copyright protection. It proceeds to survey the rights granted copyright holders and important limits on those rights such as "fair use." How infringement is established, what remedies are available, and other important features of copyright litigation are covered. Issues raised by new information technologies and recent amendments addressing them receive special attention. Finally, because of the growing importance of the global market for copyright-protected products, the international copyright system is also addressed.

FACULTY ROSTER

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Blume, John H., J.D., Yale U. Assoc. Prof.
Chander, Anupam, J.D., Yale U. Visiting Assoc.
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Prof.
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Rachlinski, Jeffrey J., Ph.D., Stanford U. Prof.
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Samuel S. Leibowitz Professor of Trial
Techniques
Schwab, Stewart J., Ph.D., U. of Michigan.
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Sunder, Madhavi, J.D., Stanford U., Visiting
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Zelinsky, Edward A., J.D. Yale U. Visiting Prof.

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Galbreath, Glenn G., J.D., Case Western
Reserve U. Senior Lecturer
Miner, JoAnne M., J.D., U. of Connecticut.
Senior Lecturer and Director
Sarachan, Robert A., J.D., Indian U.,
Bloomington. Visiting Lecturer
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